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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT TACOMA

10 TERRY L. LAVERY, JR.,

11 Plaintiff,

12 v.

13 M. KRONA, and EDWARD HANSMEYER,

14 Defendants.
15

CASE NO. C09-5196FDB

ORDER ON PENDING
MOTIONS

16 This matter is before the court on plaintiff's motions (Docs 19, 22, & 24), which were
17 specifically referred to this court by the Honorable Franklin D. Burgess. Having reviewed these
18 motions and the balance of the record, the undersigned does hereby find and ORDER as follows.

19 (1) Plaintiff's complaint, which is limited to claims related to the loss of two books or
20 packages that were ordered from an art supply business, was found deficient. The court
21 explained those deficiencies and provided plaintiff an opportunity to correct, if possible, the
22 problems. (Doc. 12). Because of the deficiencies, on October 5, 2009, the Court adopted the
23 undersigned's report and recommendation (Doc. 16), and it dismissed the matter as frivolous.
24 (Doc. 17).
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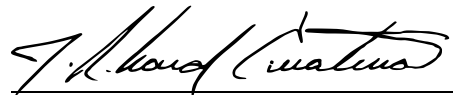
26 (2) Prior to the Court's dismissal of the Complaint, plaintiff filed the three instant
motions. Each motion attempts to explain that Plaintiff has had difficulties in obtaining his legal

1 documents and personal property while this matter was pending. Plaintiff presents facts, which
2 if accepted as being true, may explain why he did not respond to the court's direction to attempt
3 to cure the deficiencies in his complaint. However, nothing set forth by plaintiff in these motions
4 cures the specific deficiencies in his complaint, which again fails to present a cognizable federal
5 civil rights claim.
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7 (3) Plaintiff's motions are therefore denied as being moot

8 (4) The Clerk is directed to send a copy of this order to plaintiff.

9 DATED this 3rd day of November, 2009.
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13 J. Richard Creatura
14 United States Magistrate Judge
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